

**TITLE: Interrogation or Searches of Students by Law
Enforcement Officers or Other Non-School Personnel**

CODE: F5

1. School employees are not the agents of law enforcement officials. Search and/or seizure by law enforcement officials on school property may occur when a warrant or other legal basis exists authorizing such search and/or seizure.
2. A student in school may not be interrogated by any authority without the knowledge of the school administrator, and knowledge and permission of the student's parent or guardian, unless the interview or interrogation is part of a child-abuse or neglect investigation conducted by the department of social and rehabilitation services in accordance with Chapter 49 of Title 33 of the Vermont Statutes Annotated.
3. Any interrogation by non-school personnel must be conducted in private with the principal or his or her designee present.
4. A student may not be released to the custody of persons other than a parent or legal guardian, unless placed under arrest by legal authority.
5. If a student is removed from the school by legal authority, the student's parent(s) or guardian(s) should be notified of this action by school officials as soon as possible.
6. No questioning by non-school personnel of a student under the age of eighteen who may be accused of an offense shall occur unless the parent(s) or guardian(s) have been notified and have been given the opportunity to be present at the time of the questioning. Questioning may, however, take place without notification of parents if such questioning is required due to an emergency or urgent potential danger to life, or property, as determined by the Principal, and reasonable efforts to notify the student's parents are unsuccessful.

Date Warned: November 23, 2001

Date Adopted: December 3, 2001

Legal Reference(s): 33 V.S.A. §4915

Cross Reference: Search and Seizure(F4)
Student Conduct and Discipline(F1)

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